

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

JOE W. LOUIS,

Plaintiff,

-against-

METROPOLITAN TRANSPORTATION
AUTHORITY; NEW YORK CITY POLICE
DEPARTMENT; NEW YORK CITY;
NATIONAL GUARD; STATE OF NEW
YORK,

Defendants.

19-CV-6418 (CM)

ORDER OF DISMISSAL

COLLEEN McMAHON, Chief United States District Judge:

By order dated July 19, 2019, the Court directed Plaintiff, within thirty days, to submit a completed request to proceed *in forma pauperis* (IFP application) or pay the \$400.00 in fees required to file a civil action in this Court.¹ That order specified that failure to comply would result in dismissal of the complaint. Plaintiff has not filed an IFP application or paid the fees. Accordingly, the complaint is dismissed without prejudice. *See* 28 U.S.C. §§ 1914, 1915.

The Clerk of Court is directed to mail a copy of this order to Plaintiff and note service on the docket. The Court certifies under 28 U.S.C. § 1915(a)(3) that any appeal from this order would not be taken in good faith, and therefore IFP status is denied for the purpose of an appeal. *Cf. Coppedge v. United States*, 369 U.S. 438, 444-45 (1962) (holding that an appellant demonstrates good faith when he seeks review of a nonfrivolous issue).

¹On August 1, 2019, the order was returned to the Court as undeliverable because the address was insufficient. On September 13, 2019, the Court mailed the order to Plaintiff.

The Clerk of Court is directed to docket this as a “written opinion” within the meaning of Section 205(a)(5) of the E-Government Act of 2002.

SO ORDERED.

Dated: October 21, 2019
New York, New York

A handwritten signature in black ink, appearing to read "Colleen McMahon", is written over a horizontal line.

COLLEEN McMAHON
Chief United States District Judge